Exptl (1942) Department.

MS SERIES.

G.O. No. 2094 P.H 15(5)

Dated 1.5.42

[Despatch Abstract.]

Public Health - Mangalore Municipal Council - Rules for disposal of to Private Parties - Approved

1203

Local Administration DEPARTMENT.

DEPUTY SECRETARY TO GOVT. EDUCATION AND PUBLIC HEALTH DEPTT. 16 MAR 1942

In reply, please quote number date and short title.*

Received *Registered*

From (Name) K. Ramunni Menon Esq., M.A., Bar-at-Law., I.C.

(Designation) Inspector of Municipal Councils & Local Boa

Post Box , (Station) ~~MADRAS.~~

Telegraphic Address

To

The Secretary to Government,
Education & Public Health Department.

Roc. *No.* 5975/42 C4, *dated* 12th March 19 42

Sir,

Sub: Public Health - Municipal rubbish - disposal of to private parties - adoption of procedure.

Enclosures relevant

I forward herewith a copy of the letter Ref.C4-No.8743/41 dated 12-8-1941 from the Commissioner of Mangalore Municipality under rule 12(1)(c) of the rules relating to the receipts and expenditure of municipal councils. It is obligatory on the part of a municipal council to sell municipal rubbish in public auction. Under the proviso to the same rule, however, a municipal council can dispense with a public auction with the approval of the Inspector only if it gives the right to remove municipal rubbish to any co-operative society having jurisdiction within the municipality or within 3 miles of municipal limits. The proposal of the Commissioners to dispense with public auction in the present case and sell it at a flat rate per ~~cost~~ or lorry load is opposed to Rule 12(1) referred to above.

The Commissioner, however, has reported that there is no demand for municipal rubbish in the locality except occasionally. In the circumstances reported, I suggest Government may permit the Mangalore Municipal Council to sell its rubbish otherwise than by public auction.

For INSPECTOR.

COPY of letter C4-8743/41 dated 12-8-41 from the Commissioner, Mangalore Municipality.

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vide pages 2865 297 of SC ate bks Rules under the L B & M. Act.

Rule 12(1) of G.O. No.1675 L. & M dated the 1st May 1933 states that the saleof rubbish shall be by public auction. This comtemplates annual sale like markets, cart stands etc., In this coast rubbish is not used as manure to any mentionable extent and consequently there is no demand for rubbish or filth as in other parts. There is however occasionally demand for sale of a few cart loads of rubbish. The question arises if in view of the above rule rubbish could be sold by cart or lorry loads. I should think that it could be, a standard rate being fixed for each cart load or lorry load of rubbish. As the matter is not free from doubt, I request orders.

--oOo--

Avs/14-3.

Edn & P.H. Dept

Public Health - Mangalore Municipal Council - Rubbish - disposal of to private parties - ~~procedure - ruling~~ - Approved.

G.O. 12020. From the Insp of H.C and L.B.

R.O.C. No. 5975/42 C.4 dt 12-3-1942.

Please see the letter of the Inspector on p. 1. C.4.

The Inspector of H C & L.B. has recommended to Govt ~~for orders~~ a Copy of letter of the Commissioner, Mangalore Mty requesting to permit the Council to sell its Rubbish otherwise than by public auction.

The remarks of ~~the A.~~ the Exr. L. F. A. may be invited ~~to~~ in the matter in the first instance.

KRB
18.3.42

WP.
20/3

GXV

Exr. H. No 12020/G
2/3/42

Examiner's Office.

G.O. called for from Govt on memorandum dated 14-4-42

EXAMINER 1951 LOCAL FUNDS ACCOUNTS

(W) A reference is invited to G.O.Ns.809 P.H., dated 26th February 1941 in which a similar question relating to the Cannanore Municipality was disposed of. In view, however, of the similar request having now emanated from the Mangalore Municipality also which indicates that the conditions are peculiar in the West Coast, the question may,

A

rhaps,

perhaps, be reconsidered and sale otherwise than by public auction permitted, as a special case, agreeably to the recommendations of the Inspector of Municipal Councils and Local Boards.

M.L Dargan 7.4.42

E & P.H., Deptt.. U.O.

Con No. 1951-4
7.4.42

DEPUTY SECRETARY TO GOVERNMENT
EDUCATION AND PUBLIC HEALTH DEPARTMENT
8 - APR 1942

15284

A draft order is recd for approval with reference to portion marked 'A' on page 1 ante and above. The question of permitting the Commissioner to sell the Rubbish otherwise than by public auction may be reconsidered as the Commissioner addresses Govt to reconsider the orders passed in G.O. No. E.D.G.P.H. dt 26-2-1941, stating that the selling of street sweepings otherwise than by public auction is unfair according to Rules

28/4

Edn. & P.H. Dept.

ORDER
MS

Subject: Public Health - Mangalore Municipal Council - Rubbish - Disposal of to private parties ~~Procedure - Ruling~~. Approved.

From the Inspector of Municipal Councils and Local Boards, R.O.C.No. 5975/42 C4., dated 12-4-42.

The Government approve, as a special case, the proposal of the Mangalore Municipal Council to dispose of the Municipal rubbish otherwise than by public auction.

To

The Inspector of M/cs and L/Bs
The Examiner of L.F.A.
The Commissioner, Mangalore Municipality through the C.M.C. with ref. to his letter. C4-8743/41,d/12-8-41. to the Inspector of M/cs and L/Bs.

S & P.H. Dept

Public Health - Mangalore Municipal Council - Rubbish - Disposal of to private parties - Approved.

21/8/97 SS/8p.

Memo No. 120820/42-2E, P.H. dt 8-7-42

Ref G.O No. 15 (3) dt 1-5-42

Read G.O No 2094 dt 1-5-42

To a provided in No

KRB 2-7-42

WS 8/7/42

To

The Engr of NCKL-3 ✓

Exv L.F.A. ✓

Comm Mangalore ✓

Hyd (thro the C.M.C)